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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUN 27 2002

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

In re Application

Inventors: Meier, et al.

Application No.: 09/425,992

Filed Date: October 21, 1999

Title: TELESTRATOR SYSTEM

PATENT APPLICATION

Art Unit: 2671

Customer No.: 28554

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Art Unit 2671, Washington, D.C. 20231, on June 17, 2002.

Burt Magen, Reg. No. 37,175
Signature Date: June 17, 2002

Burt Magen

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Technology Center 2600

PETITION TO WITHDRAW ABANDONMENT AND REINSTATE APPLICATION

Commissioner for Patents
Art Unit 2671
Washington, D.C. 20231

Sir:

This Petition To Withdraw Abandonment is in reply to the Notice of Abandonment mailed on June 4, 2002, and received by Applicants on June 11, 2002.

The Notice of Abandonment states that the above-identified application is abandoned for "failure to timely file a proper reply to the Office letter mailed on August 29, 2001." Because Applicants did timely file a Response to the Office Action, Applicants request that the above-identified patent application be withdrawn from abandonment and be issued.

An Office Action was mailed by the United States Patent and Trademark Office ("USPTO") on August 29, 2001. An Extension of Time could be obtained for up to six months from the mailing date, that is, up until February 29, 2001.

Applicants filed a Response to the Office Action on December 17, 2001. Attached to this Request as Exhibit 1 is a true copy of a Transmittal Form dated December 17, 2001. This Transmittal Form includes a Certificate of Mailing signed by Applicants' undersigned attorney verifying that the Response was mailed on December 17, 2001.

Attached to this Request as Exhibit 2 is a true copy of Response A To Office Action filed on December 17, 2001. This Response of Exhibit 2 attaches Exhibits A-D. Exhibit A of Exhibit 2 is an IDS filed on October 21, 1999. Exhibit B of Exhibit 2 is a copy of the postcard received from the USPTO acknowledging receipt of the IDS and the cited prior art references. Exhibit C of Exhibit 2 is a copy of the IDS filed on February 12, 2001. Exhibit D of Exhibit 2 is a copy of the postcard received from the USPTO acknowledging receipt of the IDS and the cited prior art references.

Attached as Exhibit 3 is a true copy of a Petition for Extension of Time signed by Applicants' undersigned attorney on December 17, 2001, requesting a one month extension of time for the Response.

Attached as Exhibit 4 is a true copy of a postcard received from the USPTO indicating that the USPTO received the Response to Office Action, Petition for Extension of Time, and copies of the prior art cited in the IDS of 2/12/2001.

Attached as Exhibit 5 is a true copy of the Fee Transmittal submitted with the Response to the Office Action.

Attached as Exhibit 6 is a true copy of the front and back of the cancelled check submitted with the Response to the Office Action. This cancelled check indicates that the USPTO cashed the check.

The submitted evidence indicates that the holding of abandonment should be withdrawn. The postcard of Exhibit 4 is clear evidence that the USPTO received the Response and prior IDS cited references submitted by Applicants. Furthermore, the Transmittal Letter of Exhibit 1 and the Response to Office Action of Exhibit 2 include certificates of mailing indicating that the Response was timely filed. Furthermore, Applicants' undersigned attorney signed the certificates of mailing and makes the following statement:

I, Burt Magen, signed the certificates of mailing on the documents attached as Exhibit 1 and Exhibit 2. I testify that a Response to Office Action was in fact mailed to the USPTO by first class mail with the United States Postal Service on December 17, 2001.

Burt Magen
Burt Magen

June 17, 2002
date

Applicant has been diligent in filing this request. Applicants received the Notice of Abandonment on June 11, 2002 and are filing this request on June 17, 2002.

In light of the above, Applicants respectfully request the holding of abandonment be withdrawn and the application be examined.

Applicants assert that no fees are due with this request. However, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 501826 for any matter in connection with this document, including any fee for extension of time, which may be requested.

Respectfully submitted,

Date: June 17, 2002

By: Burt Magen
Burt Magen
Reg. No. 37,175

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